THE HON'BLE SRI JUSTICE N.V. RAMANA

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WRIT PETITION NO.3304 of 2003

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Dated: 29.09.2005

Between:

1 Chomebeti Seethaiah S/o Chandraiah
R/o Regadichelike Village, Kodumuru Mandal,
Nellore District and 8 others.

..... PETITIONERS

AND

1 The District Collector, Nellore
Nellore District and 3 others.

.....RESPONDENTS

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WRIT PETITION NO.3304 of 2003

ORDER:

By this writ petition, the petitioners seek to direct the respondents to implement the D-Form pattas granted to them by issuing pattadar passbooks and by entering their names in the revenue records and also to direct the 4th respondent to grant necessary protection so as to enable them to cultivate their respective lands situated at Chennur village, Dagadarthi Mandal, Nellore District.

The case of the petitioners is that for the purpose of establishing IFFCO Factory at Nellore, the Central Government acquired the agricultural lands of petitioners and others situated at Regadichelika and Racharlapadu villages of Nellore District in the year 1996. Thereafter, as per the directions of the Central Government, the revenue authorities granted D-Form pattas to the petitioners and others, whose lands were acquired for the above said purpose, in Survey No.79-2 of Chennur village in the year 1998. The grievance of the petitioners is that when they were not allowed to cultivate the said lands by the residents of Chennur village, they made several representations to the respondents to implement the D-Form pattas granted in their favour by issuing pattadar passbooks and by entering their names in the revenue records, but no action has been taken so far. Hence, the present writ petition.

A counter affidavit is filed by the respondents denying the allegations of the petitioners and stating that the petitioners along with some others of Regadichelika village (86 individuals) were granted D-Form pattas to the extent of Ac.100-34 in Survey No.79/2 of Chennur village, and that after scrutiny of sub-division records, the names of the petitioners and others were implemented in 10(1) Account of Chennur village on 30.10.2002. It is further stated that so far none of the assignees including the petitioners have submitted the individual applications in Form VI-A as contemplated under the A.P. Rights in Land and Pattadar Passbooks Act, 1971 for grant of pattadar passbooks and title deeds as per the sub-division allotted to them, and if they apply for grant of pattadar passbooks, necessary action will be initiated for issuance of pattadar passbooks and title deeds to the petitioners.

Heard the learned counsel for the petitioners and learned Government Pleader for Revenue.

Having regard to the facts and circumstances of the case, and in view of the fact that so far the petitioners have not submitted any individual applications in Form VI-A as contemplated under the A.P. Rights in Land and Pattadar Passbooks Act, 1971 for grant of pattadar passbooks and title deeds, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with the following direction.

The petitioners are directed to submit appropriate individual applications in Form VI-A to respondent Nos.1 to 3 for grant of pattadar passbooks and title deeds in respect of the lands assigned to them, and on filing such applications, the respondents shall

consider the same and pass appropriate orders in accordance with law.

With the above direction, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Date: 29.09.2005

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